

Paper No. 662
Disposes of
Paper No. 643

INTERNATIONAL MILITARY TRIBUNAL FOR THE FAR EAST
SITTING AT TOKYO, JAPAN

Case No. 1

THE UNITED STATES OF AMERICA; et al) ORDER:
- vs -) GRANTING WITHDRAWAL FROM THE
ARAKI, Sadao; et al) FILES OF THE TRIBUNAL COURT
) EXHIBIT NOS. 1765-A, B, C,
) AND D.

This matter coming on to be heard on this 10th day of January, 1947, before The Honorable Sir William Webb, President of the Tribunal, upon the application of the Prosecution for leave to withdraw from the files of the Tribunal the original Court Exhibit heretofore introduced in evidence by the Prosecution on the 26th day of December, 1946, and identified as Court Exhibit Nos. 1765-A, 1765-B, 1765-C, and 1765-D, the same being four reels of moving picture film introduced under the consolidated Exhibit No. 1765, with each canister containing a single reel of film bearing the additional identifying letter from A through D respectively, and known by the title "Nippon Presents", to the end that these four reels of film comprising said original Court Exhibit may be returned forthwith to the Netherlands Indies Government Information Service at Batavia, from whom they were secured; and, it appearing to the Tribunal that the Netherlands Indies Government Information Service at Batavia desires to withdraw these four reels of film entitled "Nippon Presents" from the files of the Tribunal; and, that withdrawal of these reels

of film, as requested, will in no wise prejudice the rights of the accused or any of them, and no substantial injustice will result thereby to said accused; and that the proper custodian of the Netherlands Indies Government Information Service at Batavia is prepared to return the four reels of film to Tokyo, Japan, in case either the Tribunal or the Defense might ask for them, and that these films will be carefully kept in the state in which they are at the present moment; and, after hearing the arguments of Counsel, and the Tribunal being fully advised in the premises, it is

ORDERED: That said application be and is hereby granted as prayed; and it is further

ORDERED: That Court Exhibit No. 1765-A, 1765-B, 1765-C, and 1765-D, to-wit: Four reels of moving picture film entitled "Nippon Presents", be withdrawn from the files of the Tribunal and returned to the Netherlands Indies Government Information Service at Batavia.

Dated at Tokyo, Japan, this 14 January, 1947.

BY THE TRIBUNAL:

(Signed) W. F. Webb
PRESIDENT